

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 LINNIELL PHIPPS,

11 Plaintiff,

12 v.

13 ELDON VAIL et al.,

14 Defendants.
15

CASE NO. C11-5093-BHS-JRC

ORDER DENYING PLAINTIFF'S
MOTION FOR RECONSIDERATION
AND DIRECTING THE PARTIES
TO FOLLOW THIS COURT'S
LOCAL RULES

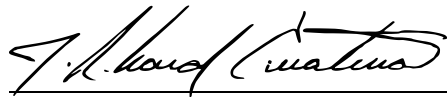
16 This 42 U.S.C. § 1983 civil rights action has been referred to the undersigned Magistrate
17 Judge pursuant to 28 U.S.C. §§ 636(b)(1)(A) and (B) and Local Magistrate Judge Rules MJR 1,
18 MJR 3, and MJR 4. Plaintiff asks the Court to reconsider the order granting a stay in discovery
19 (ECF No. 39). The Court stayed discovery in an order filed October 11, 2011 (ECF No. 37). The
20 motion for reconsideration was filed November 15, 2011. Defendant's filed a response opposing
21 the motion (ECF No. 41).

22 The Local Rules allow a party fourteen days from entry of an order to file a motion for
23 reconsideration. See Local Rule 7 (h). Even when the Court adds three days for mailing because
24

1 plaintiff is an inmate, the last day to file a motion for reconsideration would have been October
2 29, 2011. The motion is untimely and will not be considered.

3 Counsel for defendants is also directed to consider Local Rule 7(h)(3). No response to a
4 motion for reconsideration is to be filed unless ordered by the Court and no motion for
5 reconsideration will be granted without an order requesting a response.

6 Dated this 20th day of December, 2011.

7 

8 J. Richard Creatura
9 United States Magistrate Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24